



## WISCONSIN LEGISLATIVE COUNCIL AMENDMENT MEMO

### **2001 Assembly Bill 355**

### **Assembly Amendment 1**

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*Current law* [s. 943.10, Stats.] provides that a person convicted of burglary may be fined not more than \$10,000 or imprisoned for not more than 15 years or both, except that the person may be imprisoned for not more than 60 years if he or she commits the burglary while armed, commits a battery during the burglary on a person lawfully inside the building, dwelling, or other place, or uses explosives to open a depository in the building, dwelling or other place.

*2001 Assembly Bill 355* provides that the maximum prison term for burglary may be increased by not more than *five* years if: (1) the place that is burglarized was a dwelling, a *non-commercial* boat with sleeping quarters, or a motor home; and (2) if another person was lawfully present in the dwelling, boat, or motor home at the time of the burglary.

*Assembly Amendment 1* removes the exception for commercial boats with sleeping quarters and thereby applies the penalty enhancer to any boat that has sleeping quarters.

Passage of Assembly Bill 355, as amended by Assembly Amendment 1, was recommended by the Assembly Committee on Criminal Justice on a vote of Ayes, 8, Noes, 3.